

it be made before a justice of the peace in any other county than that in which the transfer of stock is proposed to be made, the clerk of the county court of the county where the said justice resides, shall certify under the seal of the said court that the said justice at the time of said acknowledgment was duly commissioned and sworn.

### CHAPTER 63.

AN ACT to provide for the Recapture of Fugitive Slaves.

Escape made felony.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That from and after the passage of this act, any negro slave who shall escape from this state into the District of Columbia, or into any of the states of this Union against the will and consent of his master or owner, with a view to escape from such servitude, shall upon sufficient evidence of such facts be deemed guilty of felony.

On conviction thereof.

SEC. 2. *And be it enacted,* That upon conviction of the offence prescribed in the first section of this act on an indictment by the grand jury of the county or city from which such slave shall have escaped, the said slave shall be sold, after ten days' notice, by the sheriff of such county or city, to the highest bidder, and after deducting the necessary expenses for arrest, detention and conviction of such slave, the balance shall be delivered to the master, mistress, or owner of such slave.

Sale directed.

Proceeds to be paid over

On evidence of the fact of escape. Governor shall demand such slave from such state as a fugitive from justice

SEC. 3. *And be it enacted,* That upon evidence of the fact of such escape afforded either by affidavit, before any person authorized to administer the same in this state or by indictment by any grand jury of this state, being furnished to the governor of this state, by the master, mistress or owner, or any person duly authorized by them to make such claim, it shall be the duty of the governor to demand such slave from the proper authority in the District of Columbia, or from the governor of the state into which such slave may have escaped as a fugitive from justice.

Purchaser of such slave shall bond to remove him from the state, &c.

(\*sale)

SEC. 4. *And be it enacted,* That the purchaser of such slave, under the provisions of the second section of this act, shall be, and he is hereby required to file in the office of the clerk of the county or city in which said *slave*\* shall be made, a bond to the state of Maryland, in the penalty of the sum for which said slave shall be sold, to remove him or her from the state of Maryland, and in default of the execution of such bond by the first purchaser, the said slave shall be again exposed to sale, and shall not be delivered out of the custody of the sheriff, until such bond shall have been filed by the party purchasing.